

REMARKS/ARGUMENTS

In the specification, the paragraphs which begin on line 21 of page 4 and line 1 of page 5 have been amended for clarification purposes only to correct minor editorial problems. No new matter has been added thereby.

Claims 1-9 remain in this application. New claims 5-9 have been added.

In the Office Action dated October 3, 2003, the Examiner rejected claims 1-4 of the present application under 35 U.S.C. §102(a) as being anticipated by Kundorf (U.S. Patent No. 6,553,217 B1). For the following reasons, Applicant respectfully traverses such rejection and respectfully requests the withdrawal thereof.

First of all, the Examiner concluded that Figure 1 of the Kundorf reference (and the associated description) discloses "controlling the setup of the telecommunication connection with an intelligent network OP/SP," as well as "providing, via the intelligent network, bits of information required for the charge-related billing PNL." Applicant respectfully submits that the Examiner's conclusion is erroneous for the simple fact that Figure 1 of the Kundorf reference is not at all directed to the setup and charge-related billing of a telecommunication connection which involves *an intelligent network*. The Examiner's reference to "an intelligent network OP/SP" is simply incorrect, as the reference clearly states that "the network operator OP or service provider SP also has access to the charging device BC in order to be able to implement, change or replace normal and special calling rate schedules." (See column 5, lines 34-37). Nowhere in the Kundorf reference, however, is it taught or suggested, or even contemplated, to actually control the setup of a telecommunication connection with an intelligent network.

Although not specifically cited by the Examiner, Applicant notes that Figure 4 of the Kundorf reference does describe the incorporation of a service control point SCP as part of the associated mobile communication system. Be that as it may, Applicant respectfully submits that such service control point only serves to define and administer the "preferred call numbers" for purposes of determining the appropriate call charging rates. These preferred call numbers, or number lists PNL and PNL', are stored in a user database IND of the service control point SCP on the network side, and can be modified, supplemented or deleted by either the mobile user, the network operator OP, or by the service provider SP. Again, none of such operations can be

viewed as teaching or suggesting "controlling the setup of the telecommunication connection with an intelligent network" as per the claimed invention.

In light of the above, Applicant respectfully submits that independent claim 1 of the present application, as well as claims 2-9 which respectfully depend therefrom, are both novel and non-obvious over the art of record. Accordingly, Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

It is further noted that no additional fees are due in connection with this response at this time. If any fees are due in connection with this application as a whole, the office is hereby authorized to deduct said fees from Deposit Account No.: 02-1818. If such a deduction is made, please indicate the attorney docket number (0112740-142) on the account statement.

Respectfully submitted,

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